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8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF NEVADA  
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11 JAMES MATLEAN,

12 Plaintiff,

13 vs.

14 DOUGLAS COUNTY SHERIFF'S  
15 OFFICE, *et al.*,

16 Defendants.

3:10-cv-00644-RCJ-RAM

ORDER

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18 James Matlean, a prisoner at the Douglas County Jail, submitted a *pro se* Civil Rights  
19 Complaint (received October 13, 2010) (Docket #1). Plaintiff did not submit the required filing fee  
20 or an application for leave to proceed in *forma pauperis*. Accordingly, this action shall be dismissed  
21 without prejudice and the Clerk shall be directed to return the complaint and the proper in *forma*  
22 *pauperis* form and instructions to plaintiff. Plaintiff must pay the filing fee of \$350 or submit the  
23 completed in *forma pauperis* form with his complaint in order to proceed with his litigation.

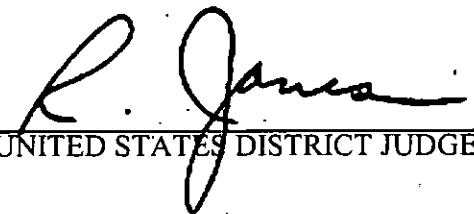
24 IT IS THEREFORE ORDERED that the Clerk shall return the complaint to  
25 plaintiff along with the proper form and instructions for application to proceed in *forma pauperis*.  
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**IT IS FURTHER ORDERED** that this matter is **DISMISSED** without prejudice.

The Clerk shall enter judgment accordingly.

Dated: December 29, 2010

  
UNITED STATES DISTRICT JUDGE